

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Frerking et al.**Application No.: **10/044,386**Filed: **December 26, 2002**

For: **SYSTEM AND METHOD FOR
PROVIDING FLEXIBLE DATA RATE
TRANSMISSION IN A
TELECOMMUNICATION SYSTEM**

Art Unit: 2663

Examiner: Ng, Christine Y.

Confirmation No. 8941

Mail Stop **AF**
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL LETTER

Sir:

Transmittal herewith is/are the following in the above-identified application:

<input checked="" type="checkbox"/> Response to Office Action	<input type="checkbox"/> Petition to Extend Time
<input checked="" type="checkbox"/> Fee as calculated below	<input type="checkbox"/> Supplemental Declaration
<input type="checkbox"/> No Additional Fee Required	<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Corrected Drawings	<input type="checkbox"/> Other _____

CLAIMS AS AMENDED					
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total Claims	37	52	0	X \$50.00	\$0.00
Independent Claims	16	5	11	X \$200.00	\$2200.00
<input type="checkbox"/> First Presentation of a Multiple Dependent Claim				+ \$360.00	\$0.00
<input type="checkbox"/> Reduction by ½ for filing by SMALL ENTITY (Note 37 C.F.R. §1.9, §1.27, §1.28) -				- \$0.00	
TOTAL FEE DUE					\$2200.00

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Payment:

- A check in the amount of \$_____ is enclosed.
- Payment by credit card in the amount of \$2200.00 for the fees designated above. (Form PTO-2038 enclosed). WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.
- The Commissioner is authorized to charge our Deposit Account No. 50-3447 in the amount of \$____ to cover the above-listed additional fees. A duplicate copy of this transmittal is enclosed.
- In the event of an overpayment or improper payment of a required fee, the Commissioner is authorized to charge or credit our Deposit Account No. 50-3447 as required to correct the error.

Respectfully submitted,



J. Perry Herndon
Registration No. 54,706
Attorney for Applicant

Dated: July 17, 2006

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Attorney Docket No.: C01-0039-000